

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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DESMOND QUICK,

Plaintiff,

-v-

9:12-CV-1717  
(DNH/ATB)

HAROLD GRAHAM,

Defendants.  
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APPEARANCES:

OF COUNSEL:

CHARLES W. GERENA  
Plaintiff, *Pro se*  
03-B-1945  
Great Meadow Correctional Facility  
Box 51  
Comstock, NY 12821

New York State Attorney General  
The Capitol  
Albany, NY 12224

COLLEEN D. GALLIGAN, ESQ.

DAVID N. HURD  
United States District Judge

**DECISION and ORDER**

Pro se plaintiff Desmond Quick brought this civil rights action pursuant to 42 U.S.C. § 1983. On January 8, 2016, the Honorable Andrew T. Baxter, United States Magistrate Judge, advised by Report-Recommendation that defendant's motion for summary judgment be granted, and the complaint be dismissed in its entirety. See ECF No. 135. After receiving a final extension of time, plaintiff timely filed an objection. See ECF No. 146.

Based upon a de novo review of the Report-Recommendation, the Report-Recommendation is accepted in whole. See 28 U.S.C. § 636(b)(1).

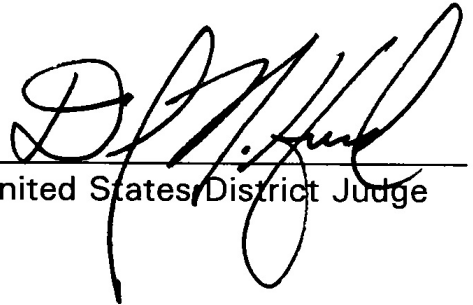
Therefore, it is ORDERED that:

1. Defendant's second motion for summary judgment is **GRANTED** (ECF No. 116), and the complaint is **DISMISSED IN ITS ENTIRETY**; and

2. The Clerk serve a copy of this Decision and Order upon plaintiff in accordance with the Local Rules.

The Clerk of the Court shall enter judgment and close this case.

IT IS SO ORDERED.



United States District Judge

Dated: March 30, 2016  
Utica, New York